

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

UNITED STATES POSTAL SERVICE

and

Case 05-CA-180590

LARRY PRETLOW

ORDER¹

The General Counsel's request for special permission to appeal from Administrative Law Judge Arthur J. Amchan's April 5, 2018 Order Reopening the Record is granted. On the merits, the appeal is denied. The General Counsel has failed to establish that the judge abused his discretion in reopening the record to facilitate making the determinations required by the Board's remand, regarding credibility and whether the Respondent discriminated against the Charging Party based on his protected activity.

Dated, Washington, D.C., June 21, 2018.

LAUREN McFERRAN

MARVIN E. KAPLAN

WILLIAM J. EMANUEL

¹ The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel. Chairman Ring is recused and took no part in the consideration of this case.